

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress¹**

[Date approved: March 25, 2010]²

Bill No. and sponsor: S. 2669 (Mr. Richard Burr of North Carolina).

Proponent name,³ location: Jerry's Artarama, Raleigh, NC.

Other bills on product (111th Congress only): None.

Nature of bill: Temporary extension of duty suspension through December 31, 2011.⁴

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

Electrically operated pencil sharpeners (provided for in subheading 8472.90.40).

Check one: ☒ Same as that in bill as introduced.
 ☐ Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

An electric pencil sharpener is an electrically operated device used to sharpen wooden pencils. The primary components of an electric pencil sharpener include a rotating helical blade that rolls inside of an outer ring. The blade is mounted in an armature that is connected directly to the power train. This power train has a series of gears, commonly six in number, that transform the high speed and low torque of the electric motor into low speed and high torque for the sharpening mechanism. The sharpener contains a sensor that a pencil must pass to start the motor and begin the sharpening process. China is the dominant supplier of electric pencil sharpeners to the United States.

¹ Industry analyst preparing report: Mihir Torsekar (202-205-3350); Tariff Affairs contact: Jan Summers (202-205-2605).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

⁴ Heading 9902.22.82, which expired at the end of 2009, had afforded duty-free entry to the subject goods.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 8472.90.40:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty	2.6%	2.6%	2.6%	2.6%	2.6%
Estimated value <i>dutiable</i> imports ^a	\$30,000,000	\$30,000,000	\$30,000,000	\$30,000,000	\$30,000,000
Customs revenue loss ^b	\$780,000	\$780,000	\$780,000	\$780,000	\$780,000

a/ Dutiable import estimates were based on official U.S. Government statistics.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Jerry's Artarama (Proponent) Bob Marcus, bob@jerrysartarama.com	11/19/2009	No	No	No
Elmer's Products, Inc. Terri Brown, tbrown@elmers.com	10/04/2010	No	No	No
Office Depot Melissa Perlman, Melissa.Pperlman@officedepot.com	12/15/2009	No	No	No
Office Max William Bonner, williambonner@officemax.com	10/04/2010	No	No	No
Retail Industry Leaders Association Katherine Lugar, katherine.lugar@rila.org	12/15/2009	No	No	No
Stanley Bostich Todd Langston, tlangston@stanleyworks.com	10/04/2010	No	No	No

Technical comments:⁵

None.

⁵ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

111TH CONGRESS
1ST SESSION

S. 2669

To extend temporarily the suspension of duty on electrically operated pencil sharpeners.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 2, 2009

Mr. BURR introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To extend temporarily the suspension of duty on electrically operated pencil sharpeners.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ELECTRICALLY OPERATED PENCIL SHARP-**
4 **ENERS.**

5 (a) IN GENERAL.—Heading 9902.22.82 of the Har-
6 monized Tariff Schedule of the United States (relating to
7 electrically operated pencil sharpeners) is amended by
8 striking the date in the effective period column and insert-
9 ing “12/31/2011”.

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of the enactment of this Act.

